

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 24, 1997

DIVISION ONE

[illegible]

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Dunn, J. (Assigned)

[illegible]

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Vogel (Miriam A.), J.

B106966 People (Not for Publication)
v.
Hernandez

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Dunn, J. (Assigned)

November 24, 1997-Continued

DIVISION ONE (Continued)

B108544 People v. Stutson (Not for Publication)

The order is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Masterson, J.

B111807 People (Not for Publication)
v.
Ingram

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Masterson, J.

B108088 People (Not for Publication)
v.
Fierros

The judgment is affirmed.

Spencer, P.J.

We concur: Masterson, J.
Dunn, J. (Assigned)

November 24, 1997-Continued

DIVISION ONE (Continued)

B110595 People (Not for Publication)
v.
Wood

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Dunn, J. (Assigned)

B107610 People (Not for Publication)
v.
Borboa

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Dunn, J. (Assigned)

[illegible]

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.
Masterson, J.

DIVISION ONE (Continued)

B111987 Calhoun (Not for Publication)

v.
American Savings Bank, FA

The order is reversed and the trial court is directed to enter a new and different order granting defendant's petition to compel arbitration. Defendant is to recover costs on appeal.

Spencer, P.J.

We concur: Ortega, J.
Masterson, J.

B100342 Sowers (Not for Publication)

v.
Bankers Life and Casualty Co., et al.

We affirm the judgment. Defendants are entitled to their costs on appeal.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Dunn, J. (Assigned)

DIVISION TWO

B102756 Rigney

v.
National Association of Life & Health Insurance

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment.)

November 24, 1997-Continued

DIVISION TWO (Continued)

[illegible]

The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Zebrowski, J.

B109412 People (Not for Publication)
v.
Berry

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Zebrowski, J.

B106967 People
v.
Kelley

(Not for Publication)

The judgment is affirmed.

Boren, P.J.

We concur: Fukuto, J.
 Nott, J.

DIVISION TWO (Continued)

[illegible]

The judgment is modified by striking the one-year enhancement (Pen. Code, § 667.5, subd. (b)), and reducing appellant's total prison term from seven years to six years. In all other respects, the judgment is affirmed.

Boren, P.J.

We concur: Fukuto, J.
Ito, J. (Assigned)

DIVISION THREE

B108703 People (Not for Publication)
v.
Henrico Southward

The judgment is affirmed.

Klein, P.J.

We concur: Aldrich, J.
Aranda, J. (Assigned)

B110424 People (Not for Publication)
v.
Earl Dewright Jamerson

The Court:

The judgment is affirmed.

Klein, P.J., Kitching, J., Aldrich, J.

DIVISION FOUR

B086587 Killingsworth
v.
Taxpayers Against Fraud

Filed order denying petition for rehearing.

B112684 People (Not for Publication)
v.
Hill

The judgment is affirmed.

Epstein, Acting P.J.

We concur: Hastings, J.
Baron, J.

DIVISION FIVE

B112574 People (Not for Publication)
v.
Dane Crouch

The appeal is dismissed.

Turner, P.J.

We concur: Grignon, J.
Armstrong, J.

B109042 Renee L. Campell (Not for Publication)
v.
Kane, Ballmer & Berkman et al.

Affirmed. Respondent to recover costs.

Armstrong, J.

We concur: Grignon, Acting P.J.
Godoy Perez, J.

November 24, 1997-Continued

DIVISION FIVE (Continued)

B109897 People (Not for Publication)

V.

Robert Alongino Holmes

The orders of the trial court are affirmed.

Armstrong, Acting P.J.

I concur: Godoy Perez, J.

I dissent: Turner, P.J. (Opinion)

DIVISION SIX

B110650 People (Not for Publication)

V.

Apodaca

The judgment is affirmed.

Stone, P.J.

We concur: Gilbert, J.

Yegan, J.

B113724 People (Not for Publication)

V.

Salas

The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.

Coffee, J.

DIVISION SIX (Continued)

B110738 People (Not for Publication)
v.
Aber

The judgment is affirmed.

Stone, P.J.

We concur: Gilbert, J.
 Coffee, J.

[illegible]

The judgment is affirmed.

Coffee, J.

We concur: Stone, P.J.
Yegan, J.

B111245 People (Not for Publication)
v.
Velasquez

The judgment is affirmed.

Gilbert, J.

We concur: Stone, P.J.
 Yegan, J.

November 24, 1997-Continued

DIVISION SIX (Continued)

B106528 People (Not for Publication)
v.
Villagomez

The judgment is affirmed.

Stone, P.J.

We concur: Gilbert, J.
 Yegan, J.

DIVISION SEVEN

B104748 People (Not for Publication)
v.
Ramirez

The judgment is affirmed.

Lillie, P.J.

We concur: Johnson, J.
 Neal, J.

[illegible]

The judgment is affirmed.

Lillie, P.J.

We concur: Woods, J.
Neal, J.

DIVISION SEVEN (Continued)

[illegible]

The judgment is affirmed.

Lillie, P.J.

We concur: Johnson, J.
 Woods, J.

B089927 People (Not for Publication)
v.
Gabremahdin

The judgment is affirmed.

Lillie, P.J.

We concur: Johnson, J.
 Woods, J.

[illegible]

The judgment is affirmed.

Lillie, P.J.

We concur: Johnson, J.
 Neal, J.

DIVISION SEVEN (Continued)

B107915 People (Not for Publication)
v.
Miramontes

The judgment is affirmed.

Lillie, P.J.

We concur: Woods, J.
Neal, J.

B103999 People (Not for Publication)
v.
Sistrunk and Cosby

The judgment is affirmed in all respects.

Lillie, P.J.

We concur: Johnson, J.
 Neal, J.

B092227 People (Not for Publication)
v.
Castiglione

The order of imposition of sentence made after the trial court struck allegations of three prior serious felony convictions alleged under Penal Code section 667, subdivisions (b) through (i), is reversed and the cause is remanded to the trial court with directions to vacate its order striking the three allegations of prior residential burglary convictions and reinstate said allegations together with defendant's admission each is true, and proceed to sentence him in accord with the views expressed herein.

Lillie, P.J.

We concur: Johnson, J.
 Woods, J.

DIVISION SEVEN (Continued)

[illegible]

The judgment is affirmed.

Neal, J.

We concur: Lillie, P.J.
Woods, J.

B105409 People (Certified for Partial Publication)
v.
Sanchez

The judgment is modified as to count 3, by imposing a 2 year prison term instead of the 8 month term imposed by the trial court, and by staying the Vehicle Code section 23182 enhancement. As modified, the judgment is affirmed.

Neal, J.

We concur: Lillie, P.J.
Woods, J.

[illegible]

The judgment is modified to strike the deadly weapon enhancement imposed on count 2, and affirmed as modified.

Neal, J.

We concur: Johnson, Acting P.J.
 Woods, J.

November 24, 1997-Continued

DIVISION SEVEN (Continued)

B107344 People
 v.
 Contreras

Filed order modifying opinion. (No change in the judgment.)